

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

GABRIEL SANCHEZ,

Defendant.

Case No. 20-cr-0282 BLF

**PRETRIAL RELEASE
REVOCATION AND DETENTION
ORDER**

Hearing: 1/31/2023

Defendant Gabriel Sanchez was charged and pleaded guilty to being a felon in possession of a firearm in violation of 18 U.S.C. § 922(g). *See* Information, ECF 9. He awaits sentencing. Sanchez has been on pretrial release on a \$25,000 bond with a combination of conditions under the supervision of Pretrial Services. A detailed and complete supervision history is set forth in a Pretrial Services Memorandum filed January 30, 2023. ECF 108.

Sanchez appeared before the Court most recently on January 23, 24, and 31, 2023, after being charged with a violation of his pretrial release conditions. Title 18, United States Code, Section 3148(b) states: “The judicial officer shall enter an order of revocation

1 and detention if, after a hearing, the judicial officer (1) finds that there is (A) probable
 2 cause to believe that the person has committed a Federal, State, or local crime while on
 3 release; or (B) clear and convincing evidence that the person has violated any other
 4 condition of release; and (2) finds that (A) based on factors set forth in section 3142(g) of
 5 this title, there is no condition or combination of conditions of release that will assure that
 6 the person will not flee or pose a danger to the safety of any other person or the community;
 7 or (B) the person is unlikely to abide by any condition or combination of conditions of
 8 release.”

9 Based upon the information presented by Pretrial Services and at the hearing, the
 10 Court finds there is probable cause to believe Sanchez committed two separate Federal,
 11 State, or local crimes while on release. Furthermore, based on his record while on
 12 supervision, the Court finds that Sanchez is unlikely to abide by any condition or
 13 combination of conditions of release. The Court considered a residential drug treatment
 14 program but determined that Sanchez was unlikely to abide by the conditions. The Court
 15 therefore enters this order of revocation of pretrial release; and detention.

16 The defendant Gabriel Sanchez is committed to the custody of the Attorney General
 17 or his designated representative for confinement in a corrections facility separate, to the
 18 extent practicable, from persons awaiting or serving sentences or being held in custody
 19 pending appeal. The defendant must be afforded a reasonable opportunity for private
 20 consultation with defense counsel. On order of a court of the United States or on the
 21 request of an attorney for the Government, the person in charge of the corrections facility
 22 must deliver the defendant to a United States Marshal for the purpose of an appearance in
 23 connection with a court proceeding. The next Court date is April 25, 2023, at 9:00 a.m.
 24 before District Court Judge Beth Labson Freeman, for status.

25 IT IS SO ORDERED.

26 Date: February 1, 2023

27 
 28 Nathanael M. Cousins
 United States Magistrate Judge